

05-07-02

RCE/1600



# REQUEST FOR

## CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 USC §132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

Application Number	09/806,558
Filing Date	March 30, 2001
First Named Inventor	Stefan SPIESS
Group Art Unit	1651
Examiner Name	C. Tate
Attorney Docket Number	4271-30PRCE

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

**Note:** 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000 applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (April 11, 2000), which established RCE practice.

### 1. Submission required under 37 C.F.R. § 1.114

- a. ☐ Previously submitted
  - i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on. (Any unentered amendment(s) referred to above will be entered).
  - ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on
  - iii. ☐ Other
- b. ☐ Enclosed
  - i. ☐ Amendment/Reply
  - ii. ☐ Affidavit(s)/Declaration(s)
  - iii. ☐ Information Disclosure Statement (IDS)
  - iv. ☐ Other

05/08/2002 STEFFERA 00000117 09806558

01-FC:179

740.00-00

Adjustment date: 08/16/2002 EEKURAY1

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### 2. Miscellaneous

- a. ☐ Suspension of action of the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of months. (Period of suspension shall not exceed three months; Fee under 37 C.F.R. § 1.17(i) required)
- b. ☐ Other

Repl. Ref: 08/16/2002 EEKURAY1 0012542500

DAW:032412 Name/Number:09806558

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### 3. Fees

The RCE fee under 37 C.F.R. 1.17(e) is required by 37 C.F.R. 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No.: 03-2412.
  - i. ☒ RCE fee required under 37 C.F.R. § 1.17(e)
  - ii. ☒ Extension of time fee (37C.F.R. §§ 1.136 and 1.17)
  - iii. ☐ Small Entity Status is being claimed for this application.
  - vi. ☐ Other
- b. ☒ Check in the amount of \$740.00 enclosed.
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Vincent M. Fazzari	Registration No. (Attorney/Agent)	26,879
Signature	<i>Vincent M. Fazzari</i>	Date	May 6, 2002

### CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service by Express Mail No. EV110699179US in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on: May 6, 2002

Name (Print/Type)	Vincent M. Fazzari	Date	May 6, 2002
Signature	<i>Vincent M. Fazzari</i>		

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